

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.) 2:12-CR-440-RCJ-(GWF)
)
KIMBERLY FLORES,)
)
Defendant.)

AMENDED FINAL ORDER OF FORFEITURE

On July 16, 2014, the United States District Court for the District of Nevada entered a Preliminary Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2); Title 18, United States Code, Section 1963(a)(1), (a)(2), (a)(3), and (m); Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c); and Title 21, United States Code, Section 853(p) based upon the plea of guilty by defendant KIMBERLY FLORES to the criminal offense, forfeiting the property set forth in the Plea Agreement, the Bill of Particulars, and the Forfeiture Allegation of the Indictment and shown by the United States to have the requisite nexus to the offense to which defendant KIMBERLY FLORES pled guilty. Indictment, ECF No. 1; Bill of Particulars, ECF No. 92; Change of Plea, ECF No. 172; Preliminary Order of Forfeiture, ECF No. 177; Plea Agreement, ECF No. 187.

This Court finds the United States of America published the notice of forfeiture in accordance with the law via the official government internet forfeiture site, www.forfeiture.gov, consecutively from July 23, 2014, through August 21, 2014, notifying all potential third parties and notified known

1 third parties by personal service or by regular mail and certified mail return receipt requested, of their
2 right to petition the Court. Notice of Filing Proof of Publication, ECF No. 185.

3 Bank of George, T. Ryan Sullivan, President, was personally served with the Notice and
4 Preliminary Orders of Forfeiture on August 19, 2014, by the United States Marshals Service. Notice
5 of Filing Service of Process, ECF No. 184, p. 3-17.

6 Bank of George, Alan C. Sklar, Registered Agent, was personally served with the Notice and
7 Preliminary Orders of Forfeiture on August 19, 2014, by the United States Marshals Service. Notice
8 of Filing Service of Process, ECF No. 184, p. 18-32.

9 CT Corporation, Registered Agent for American Express Company, was served via regular
10 and certified mail with the Notice and Preliminary Orders of Forfeiture on August 8, 2014. Notice of
11 Filing Service of Process - Mailing, ECF No. 200, p. 2-20.

12 Kenneth I. Chenault, Chairman and CEO of American Express Company, was served via
13 regular and certified mail with the Notice and Preliminary Orders of Forfeiture on September 4, 2014.
14 Notice of Filing Service of Process - Mailing, ECF No. 200, p. 2-16, 21-24.

15 This Court finds no petition was filed herein by or on behalf of any person or entity and the
16 time for filing such petitions and claims has expired.

17 This Court finds no petitions are pending with regard to the assets named herein and the time
18 for presenting such petitions has expired.

19 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all right,
20 title, and interest in the property hereinafter described is condemned, forfeited, and vested in the
21 United States of America pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P.
22 32.2(c)(2); Title 18, United States Code, Section 1963(a)(1), (a)(2), (a)(3), and (m); Title 18, United
23 States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c); and Title 21,
24 United States Code, Section 853(n)(7) and (p) and shall be disposed of according to law:

- 25 1. Twenty-five thousand eight hundred seventy-three dollars and ten cents (\$25,873.10) in
26 United States Currency; and

1 2. Seven thousand dollars (\$7,000) in United States Currency (all of which constitutes
2 “property”).

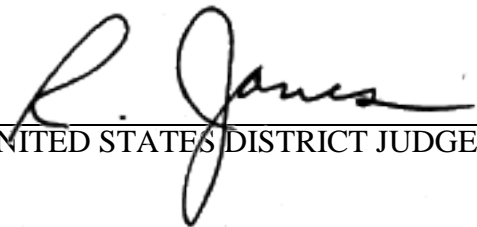
3 Charles Horky failed to pay and will not pay the seven hundred fifty thousand dollars
4 (\$750,000) in United States Currency, and a Preliminary Order of Forfeiture with a criminal forfeiture
5 money judgment of \$5,200,000 was entered at his change of plea. Based on the foregoing, defendant
6 Kimberly Flores knowingly and voluntarily agrees to the abandonment, the civil administrative
7 forfeiture, the civil judicial forfeiture, or the criminal forfeiture of the following property which shall
8 be applied toward the criminal forfeiture money judgment of \$5,200,000:

- 9 a. One (1) stainless steel Rolex Oyster Perpetual Date Submariner, black dial and bezel,
10 40mm, Movement #31867604, Model #16610 T, Serial Z840628, 134 grams;
- 11 b. One (1) 18k yellow gold IWC Schaffhausen chronograph automatic wristwatch with
12 leather, stamped on back 2684354 INTERNATIONAL WATCH CO., two sub dials, 41
13 mm case, 104.6 grams;
- 14 c. One (1) 18k yellow gold Rolex Oyster Perpetual Superlative Chronometer Cosmograph
15 Daytona wristwatch and band, Serial #K258882, Model #116528, Band #78498,
16 movement #C 0255271, white dial with three white sub dials having gold bezels, 39mm
17 case, 179.3 grams;
- 18 d. One (1) 18k yellow gold Cartier Pasha Chronograph date wristwatch with leather band
19 with 18k fold-over hidden clasp, Case #319453MG, presentation back, 38.4mm case,
20 white dial with three sub dials and date, 108.8 grams;
- 21 e. One (1) stainless steel Girard-Perregaux Ferrari Chronograph wristwatch with leather
22 band, stamped on back with Girard-Perregaux, Ferrari, AN 853 Ref 8020, Manufacture
23 specialement pour FERRARI, black dial with prancing horse, three black sub dials and
24 a date window, luminous hour markers and hands, 38mm case, 72.8 grams; and
- 25 f. Any and all ownership interest that defendant may hold in CLS Nevada, LLC, and any
26 licenses, certificates or medallions held or used by CLS or any affiliated.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all forfeited funds,
2 including but not limited to, currency, currency equivalents, certificates of deposit, as well as any
3 income derived as a result of the United States of America's management of any property forfeited
4 herein, and the proceeds from the sale of any forfeited property shall be disposed of according to law.

5 The Clerk is hereby directed to send copies of this Order to all counsel of record and three
6 certified copies to the United States Attorney's Office.

7 DATED this 25th day of March, 2015.

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11 UNITED STATES DISTRICT JUDGE
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